

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF OKLAHOMA**

[1] OKLAHOMA STATE CONFERENCE  
of the NAACP

*Plaintiff,*

v.

Case No. 5:21-cv-00859-C

[1] JOHN O’CONNOR, in his official  
capacity as Oklahoma Attorney  
General,

[2] DAVID PRATER, in his official  
capacity as District Attorney of  
Oklahoma County,

*Defendants.*

**JOINT MOTION TO STAY PROCEEDINGS**

The parties jointly request that this Court extend all deadlines and hold this matter in abeyance while Defendants pursue an appeal of this Court’s opinion and order granting a preliminary injunction.

“[T]he power to stay proceedings is incidental to the power inherent in every court to control the disposition of the causes on its docket with economy of time and effort for itself, for counsel, and for litigants.” *Landis v. N. Am. Co.*, 299 U.S. 248, 254–55 (1936). When granting plaintiffs’ motion for a preliminary injunction, this Court found that plaintiffs are likely to succeed on their argument that HB 1674 is unconstitutional on its face. Defendants have filed a timely appeal to ask the Court of Appeals to review that decision. The decision of the court of appeals will likely provide guidance on the key legal issue in this case: the constitutionality of HB 1674. The parties agree that it would further judicial economy and the resources of the

parties to defer litigating the constitutionality of HB 1674 until the court of appeals has ruled. *See United Steelworkers of Am. v. Oregon Steel Mills, Inc.*, 322 F.3d 1222, 1227 (10th Cir. 2003) (“The fact that the District Court has jurisdiction does not necessitate a possible waste of judicial resources; the District Court may choose to stay consideration” until the court of appeals “ha[s] announced [its] decision.”). In contrast, no party or other interest will be prejudiced by awaiting appellate guidance.

The parties therefore respectfully request that the Court issue an order staying all proceedings in this Court until 30 days after the Court of Appeals issues its mandate, or otherwise ordered by this court.

Respectfully submitted,

/s/Joseph W. Mead

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